

UNITED STATES BANKRUPTCY COURT

FOR THE

**EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

In the Matter of:

SUSIE LEE CHAN

Debtor

Chapter 13

Case No. 20-10397-BFK

MOTION TO DISMISS,
NOTICE OF MOTION TO DISMISS
AND
NOTICE OF SCHEDULED HEARING ON THIS MOTION

Thomas P. Gorman, Chapter 13 Trustee, has filed this motion to dismiss your Chapter 13 case. The cause for this motion is as follows:

Pursuant to 11 U.S.C. §1307(c)(6) - Material default by Debtor as is reflected in the attached Trustee's Report of Receipts and Disbursements.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not wish the court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then on or before five business days prior to the hearing date, you or your attorney must:

File with the court a written response with supporting memorandum as required by Local Bankruptcy Rule 9013-1(H). Unless a written response and supporting memorandum are filed and served by the date specified, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing. If you mail your response to the court for filing, you must mail it early enough so the court will receive it on or before five business days prior to the scheduled hearing. You must mail a copy to the persons listed below.

Notice and Motion to Dismiss

Susie Lee Chan, Case #20-10397-BFK

Attend the hearing to be held on September 17, 2020 at 1:30 p.m. in Courtroom #1 on the 2nd floor, United States Bankruptcy Court, 200 South Washington Street, Alexandria, VA 22314. If no timely response has been filed opposing the relief requested, the court may grant the relief without holding a hearing.

A copy of any written response must be mailed to the following persons:

Thomas P. Gorman
300 North Washington Street, Ste. 400
Alexandria, VA 22314

Clerk of the Court
United States Bankruptcy Court
200 South Washington Street
Alexandria, VA 22314

If you or your attorney do not take steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: August 18, 2020

 /s/ Thomas P. Gorman
Thomas P. Gorman
Chapter 13 Trustee
300 N. Washington Street, #400
Alexandria, VA 22314
(703) 836-2226
VSB 26421

CERTIFICATE OF SERVICE

I hereby certify that I have this 18th day of August, 2020, served via ECF to authorized users or mailed a true copy of the foregoing Motion to Dismiss, Notice of Motion and Notice of Hearing to the following parties.

Susie Lee Chan
Chapter 13 Debtor
9005 Kerrydale Court
Springfield, VA 22152

Jeremy Calvin Huang, Esquire
Attorney for Debtor
Chadwick Washington
3201 Jermantown Rd., Suite 600
Fairfax, VA 22030

 /s/ Thomas P. Gorman
Thomas P. Gorman

INTERIM STATEMENT AS OF 08/18/2020

CASE NO: 20-10397-BFK

STATUS: ACTIVE

DEBTOR: XXX-XX-2142

CHAN, SUSIE LEE

AKA:

SCHEDULE: 1,539.01 MONTHLY

TOTAL PAID: 3,847.53

DATE FILED: 02/07/2020 9005 KERRYDALE COURT

CONFIRMED: 04/22/2020 SPRINGFIELD, VA 22152

LATEST 341: 03/10/2020

PERCENTAGE: 100.000

ATTORNEY: JEREMY CALVIN HUANG, ESQUIRE

CHADWICK WASHINGTON

3201 JERMANTOWN RD., SUITE 600

FAIRFAX, VA 22030

Phone: 703 352-1900 Fax: 703 352-5293

PLAN: 60 MONTHS

1st PAYMENT DUE: 03/2020

ON SCHEDULE: 7,695.05

ACTUAL PAYMENTS: 3,847.53

AMOUNT BEHIND: 3,847.52

LAST 12 TRANSACTIONS

Date	Source	Amount
05/18/20	PC	769.51
04/13/20	PC	1,539.01
03/06/20	PC	1,539.01

DIRECT PAY

CLAIM	CRED NO	CREDITOR NAME	DISB CODE	CLASS	ARREARS	FIXED PAYMENT	SCHED AMOUNT	PAID BY TRUSTEE	BALANCE DUE	CLAIM STATUS
001	342970	ALLY BANK	PRO	SEC	0.00	0.00	0.00	0.00	0.00	DIRECT

PLAN AND FILED CLAIMS

CLAIM NO	CRED NO	CREDITOR NAME CLAIM REMARK	DISB CODE LAST DISB	CLASS PAY%	INT. BEGIN INT. RATE	FIX PAY ARREARS	ORG. CLAIM SCHED AMT	APPROVED TO BE PAID	PRIN. PAID INT. PAID	PRIN. DUE INT. DUE
002	348650	AVALON BAY COMMUNITIES	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	7,742.96	0.00	0.00	
003	330843	BANK OF AMERICA	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	5,226.00	0.00	0.00	
004	330843	BANK OF AMERICA	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	14,524.16	0.00	0.00	
005	351920	CHASE	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	5,346.78	0.00	0.00	
006	351920	CHASE	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	5,607.62	0.00	0.00	
007	351920	CHASE	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	4,065.77	0.00	0.00	
008	351920	CHASE	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	6,536.86	0.00	0.00	
009	340265	DEPARTMENT STORES NATIONAL BANK	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	1,908.51	0.00	0.00	
010	351921	DR. DANY BARAKAT	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	2,802.75	0.00	0.00	
011	338827	MIDLAND FUNDING LLC	PRO	UNS		0.00	10,417.51	10,417.51	310.65	10,106.86
		CITIBANK	06/2020	100.00		0.00	10,668.00	10,417.51	0.00	0.00
012	PORT	PORTFOLIO RECOVERY ASSOCIATES	PRO	UNS		0.00	6,674.26	6,674.26	199.02	6,475.24
		TOYS R US	06/2020	100.00		0.00	6,653.26	6,674.26	0.00	0.00
013	351922	TD BANK	PRO	UNS		0.00	0.00	0.00	0.00	Not Filed
				100.00		0.00	9,023.37	0.00	0.00	
014	349876	VERIZON BY AMERICAN INFOSOURCE	PRO-A	UNS		0.00	53.26	53.26	0.00	53.26
		UNLISTED		100.00		0.00	0.00	53.26	0.00	0.00

** Creditor has not filed a Proof of Claim. Accumulated funds will be released to other creditors if no claim is filed with the U.S. Bankruptcy Court by the date of the scheduled Chapter 13 Review Meeting.

Claims with an A code in the DISB/CODE column are placed on hold and need to be resolved. NO disbursements are being made to the creditor.

This is a progress report only and should not be used to calculate a payoff.

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	ADMIN	ATTORNEY	PRIORITY	SECURED	UNSECURED	OTHER		
SCHED AMOUNT:	0.00	4,000.00	0.00	0.00	80,106.04	0.00		
CLAIM AMOUNT:	0.00	3,000.00	0.00	0.00	17,145.03	0.00		
PAID BY TRUSTEE:	0.00	3,000.00	0.00	0.00	509.67	0.00		
PAID BY 3rd PARTY:	0.00	0.00	0.00	0.00	0.00	0.00		
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SUB TOTAL:	0.00	0.00	0.00	0.00	16,635.36	0.00	DUE CREDITORS:	16,635.36
INTEREST DUE:	0.00	0.00	0.00	0.00	0.00	0.00	EXPECTED ADMIN:	1,847.09
CONTINUING:	0.00	0.00	0.00	0.00	0.00	0.00	LESS AVAILABLE:	11.59
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BALANCE DUE:	0.00	0.00	0.00	0.00	16,635.36	0.00	APPROX BALANCE:	18,470.86

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